

03/14/2001 09:25 561-989-9812

FLEIT, KAIN, ET AL.

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EXPRESS MAIL NO. EL746147315US

PATENT  
DOCKET NO. 540-A01-001DECLARATION AND POWER OF ATTORNEY FOR  
PATENT APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

## UNIVERSAL INTERNET SMART DELIVERY AGENT

the specification of which: (check one)

XX is attached hereto.         was filed on                       
under Attorney's Docket Number                       
as Application Serial No.                       
and was amended on                      (if applicable).

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with 37 CFR 1.56.

I hereby claim the benefit of foreign priority under 35 USC 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application the priority of which is claimed:

Prior Foreign Application(s):

Priority Claimed

         Yes          No                                                                
(Number) (Country) (Filing Date)

I hereby claim the benefit of United States priority under 35 USC 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in a listed prior United States application in the manner provided by the first paragraph of 35 USC 112, I acknowledge the duty to disclose information material to the patentability of this application as defined in 37 CFR 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

60/189,338 March 14, 2000 Pending  
(Application Serial #) (Filing Date) (Status)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 USC 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SENT BY: ;

3053456757;

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EXPRESS MAIL NO. EL746147316US

PATENT  
DOCKET NO. 540-A01-001

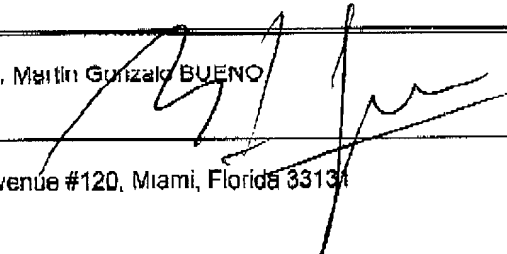
POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Jon A. Gibbons  
Stephen C. Bongini  
Jose Gutman  
Martin Fleit  
Robert C. Kain

Reg. No. 37,333  
Reg. No. 40,917  
Reg. No. 35,171  
Reg. No. 16,900  
Reg. No. 30,648

Please direct all correspondence to Customer Number 23334 and direct all telephone calls to Jose Gutman at (561) 989-9811.

FULL NAME OF INVENTOR, Martin Gutman BUENO

INVENTOR'S SIGNATURE: 

DATE 14 March 2001

RESIDENCE: 123 S.E. 3<sup>rd</sup> Avenue #120, Miami, Florida 33131

CITIZENSHIP: Argentina

POST OFFICE ADDRESS: same as above

EXPRESS MAIL NO. EL746147315US

PATENT  
DOCKET NO. 540-A01-001Applicant or Patentee: Martin Gonzalo BUENO

Serial or Patent No.: (Not yet assigned)

Filed: (Herewith)

For: UNIVERSAL INTERNET SMART DELIVERY AGENTVERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) AND 1.27(e)) - SMALL BUSINESS CONCERN

I hereby declare that I am

- ☐ the owner of the small business concern identified below  
☒ an official of the small business concern empowered to act on behalf of the concern identified below:

Name of Concern: E-FOOD.COM CORPORATIONAddress of Concern: 123 S.E. 3<sup>rd</sup> Avenue #120, Miami, Florida 33131

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR §121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed to and remain with the small business concern identified above with regard to the invention entitled UNIVERSAL INTERNET SMART DELIVERY AGENT by inventor(s) Martin Gonzalo BUENO described in

☒ the specification filed herewith☐ application Serial No. \_\_\_\_\_, filed \_\_\_\_\_☐ Patent No. \_\_\_\_\_, issued \_\_\_\_\_

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights to the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who could not qualify as a small business concern under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e). \*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention, averring status as a small entity (37 CFR 1.27)

Full Name: \_\_\_\_\_

Address: \_\_\_\_\_

☐ Individual☐ Small Business Concern☐ Nonprofit Organization

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Name of Person Signing: \_\_\_\_\_

Title of Person other than Owner: \_\_\_\_\_

Address of Person Signing: \_\_\_\_\_

Martin Gonzalo BuenoPresident123 S.E. 3<sup>rd</sup> Avenue #120, Miami, Florida 33131

Signature: \_\_\_\_\_

Date: 14 MARCA 2001